V

C. W. 71 & 72—668,414—21-11-29.

C.F. 71 & 72.

19 3·—

Department of Land Revenue

OFFICE Board Revenue

STATION Karachi

No. 1559

1559

Dated 23-5-32

To whom sent		Date	Initial
	Given for copying		
	Copied		
	Examined		
	Signed		
	Given for despatch		
	Despatched		
	Indexed		
Pages in the file	To be destroyed on*		

(SUBJECT.)

Letter from M.R.Ry. V. Narasimha Karantha Avl., President, Taluk Board, Coondapur, R.O.C. 1364/C.I.B./29, dated 30th October 1931.

I have the honour to state that out of 9 ferries in the area of this ~~xxx~~ Taluk Board proposed to be opened by the Taluk Board, the opening of only 6 ferries has been approved by Government in G.O. No. 1870 I. Ms. dated the 24~~hh~~h July 1931. The Collector of South Kanara in his R.O.C. No.7961-29 B.4 dated 12-3-1930 (copy enclosed) has stated that the private ferries Chickensal and Kasinakadava which were left to private management in Collector's letter No.1356 18-5-1887 to the Head Assistant Collector Coondapur division can only be declared public ferries, provided compensation is paid for the extinction of private rights. Adverting to this letter, an enquiry was held in the matter and the private parties demand a considerably high sum regarding which the Board is still under consideration. Further, it is not known ~~x~~ how these private persons earned the right over the ferries. The parties now concluding the Kasinakadavu ferry are all Chalgeni tenants of the owner of the lands adjoining the ferry and if the owner recovers possession of these lands through the Civil Court, the parties cannot run the ferry at all.

2. The roads that lead to these ferries are being maintained by the Taluk Board and the Board is in no way financed for this purpose. The road leading to the Chickensal ferry abruptly ends at the western bank of the river and a pathway from the opposite (eastern) bank leads to an important place called "Basrur" and the coversion of the by-path into a road is very desirable and is under consideration. It is for the sake of this communication between two important places, the Coondapur town and Basrur, that the ferry is prominent and in case the by-path referred to above is converted into road, it would be still more prominent and would be the most useful communication as it is the shortest route between the two places. In case the ferry which intervenes in the

middle

middle of the communication is not managed by the Taluk Board which maintains the road, the purposes with which the Board undertakes the construction of the new road would not be well served to the public as the passengers are liable to be put to troubles at the ferry that is under private management. Moreover the Taluk Board cannot exercise any powers over the ferry. So also in the case of the other ferry Kasinakadavu. The Taluk Board has recently repaired the road leading to the Kasinakadavu ferry from the Coondapur town at a cost of Rs.2,600/- for the benefit of the public and a further sum of Rs.300/- is necessary for its further improvement.

3. It is therefore imminent on the Taluk Board to undertake the management ofthe above two ferries to facilitate easy communication for the public.

4. Under these circumstances, I request that the Government may be pleased to declare the Chickensal and Kasinakadavu ferries as public ferries and assign their management to this Taluk Board, or at least to fix a reasonable amount of compensation to be paid to the private parties running these ferries. The necessary draft notification and sketches will be submitted through the proper channel on receipt of ~~xx~~ orders.

Endorsement by the Collector of South Kanara, N.Dis. 10658-31 B.4 dated 12th Novr.1931.

Submitted to the Secretary to the Board, Land Revenue and Settlement, Madras.

Information is not available in the revenue records as to why the above ferries were left to private management, or, if any special services were rendered by the above ferry owners. The records relating to the time and the enquiry already held indicate that the ferries have been managed privately for the past many years. It seems to me, therefore, that the ferry owners are entitled to compensation

compensation under section 9 of the Canals and Public Ferries Act II of 1890. Please also see, in this connection, y letter D.Dis. 7961-29 dated 9th Aug.1930.

MWS
KW
29.4

Letter from G.W.Wells, Esquire, M.A., I.C.S., - Collector of South Kanara, R.O.C.No.7961/29-B.4, dated the 12th March 1930, to the President, Taluk Board, Coondapur.

--

Canals and Public Ferries Act II of 1890 - Extension of the provision - Coondapur taluk - Angalli and other ferries -

::

Your letter R.O.C.No.1608/C.T.B./1925 dated the 30th May 1929 and endorsement N.Ref.C.No.1364/C.T.B./29 dated the 8th February 1930.

:-:

Under Section 9 of Canals and Public Ferries Act II of 1890, private ferries can only be declared - public ferries provided compensation is paid for the extinction of private rights. The Chickansal and Kasinakadavu ferries were left to private management in Collector's letter No.1356/18-5-87 to the Head Assistant Collector, Coondapur Division. They are, therefore, admittedly private ferries. It is for the Taluk Board to - settle with the persons running the ferries the amount of compensation to be paid for their rights. I therefore request you to inform me at your early convenience how you propose to settle the matter with the persons running the ferries.

(Sd)H.Sanker Rao,
for Collector.

- - - -

c.n.n./29-4-1932.

KN
29.4

9

Ferries (S. Kanara) - Coondapur Taluk - Chickensal and Kasinakadavu ferries - Opening

E 5864/31 P 65

Ref E 5-864/31-1 of 23

The Collector is requested to report the amounts of compensation which the private parties may reasonably claim for the extinction of rights over the Chicka and Kasinakadavu ferries and show for the taluk as a whole is willing to meet the private claim

11.31
11.31

23-11-31

Note

Letter of the P. T. B. Coondapur is addressed to Govt. The President doubts whether private parties concerned have any valid establishment of

the Ferries However he wants to Convert the ferries in to Public ferries even at the risk of paying Compensation. The Colly Considers that the Town rights over the ferries Coll privately owned boats are entitled to Compensation. He has not stated anything about the amounts payable as Compensation. The P.T.B. suggests that the amounts may be fixed by Govt. It seems desirable to call for this information from the Colly before submitting the proposal to Govt.

Hence the draft

CP
23.11.37

CM
23.11.37

C. P. 98—10-9-28. Revenue DEPARTMENT.

REMINDER. L. R. & A. Branch **REPLY.**

To THE Authorities of S. Kanara

The undersigned ~~has the honour to invite~~ is directed to invite attention to the communication noted in the margin and to request that this reminder may be returned at once with information as to—

No. [illegible], dated 2.11.31

(1) the stage at which the matter now is,

(2) the date by which a reply may be expected, and

(3) the circumstances which have caused the delay.

2. It is requested that the reply to this reminder may be sent not later than 24.12.31

Office [illegible]

Station Mangalore

Signature. [illegible]

Designation. Sub Collector

ed 18.12.31

SUBJECT

To THE Secretary to Govt. L. R. & Settlement Madras

Received 4 JAN 1932

COLLECTOR'S OFFICE SOUTH CANARA 21 DEC 1931

The Taker is sending with the Tahsildar of Coondapoor to whom an urgent reminder has been sent this day. I shall submit my report on receipt of his reply

C. F. 98—10-9-28.

DEPARTMENT.

REMINDER.

Branch.

To THE Collector of S. Kanara

COLLECTORATE
No. R 40
7 FEB

has the honour to invite
The undersigned is directed to invite
invites

attention to the communication noted in the margin and to request that this reminder may be returned at once with information as to—

(1) the stage at which the matter now is,

(2) the date by which a reply may be expected, and

(3) the circumstances which have caused the delay.

2. It is requested that the reply to this reminder may be sent not later than 12-2-32

Office B&D Road Cell Signature.
Section Revenue Superintendent
Dated 5-2-32 Designation.

SUBJECT.

S. Kanara boundaries
Chickmagl. & Kasaragodu.

REPLY.

To THE Secretary to the Bd of Revenue

12 FEB 1932

BOARD OF REVENUE AND SETTLEMENT

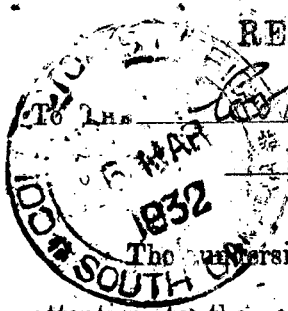
Resubmitted

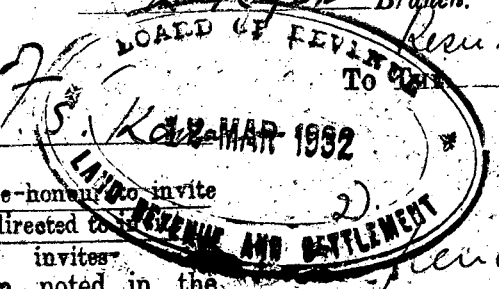
The Bd's letter is re
with the accident rai
Board Coondapoor Ta
been asked to State
amount of compens
that his Bd is prep
to pay. The Ch
been reminded on
9-2-32 that imm
report on rece
of this reply
Collec

C. F. 98—10-9-28.

Revenue DEPARTMENT. 40 (c)

REMINDER. Land Revenue Branch. REPLY.





To The Collector of South Canara

To The Secretary to the Board of Revenue

The undersigned has the honour to invite is directed to invites attention to the communication noted in the margin and to request that this reminder may be returned at once with information as to—

(1) the stage at which the matter now is,

(2) the date by which a reply may be expected, and

(3) the circumstances which have caused the delay.

No. 5864/31-1 dated 23.11.31

2. It is requested that the reply to this reminder may be sent not later than 15.3.32

Office Basel Mission Ritlet

Station Karkala

Dated 4.3.32

Signature. A Superintendent

Designation.

SUBJECT.

Resubmitted to the Board Secretary to the Board of Revenue

L. R. & Sett. Jeas

The reference is still pending with the Presidency Taluk Board, Coondapoor to whom a D.O letter has this day been sent. I shall submit my report on receipt of his reply.

S. K Collr's Office Karkala 9.3.32

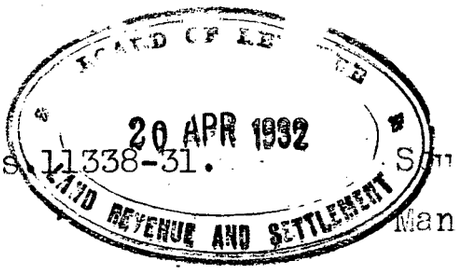
9.3.32

for Collector

(7)

S

This may be filed & the Collector
reminded again on 1-4-32 if necessary.
The matter is pending with the
President T.K. Bd to whom the
Coll has sent a DO on 9-3-32 (P.14 C/R
If no reply is received by the end of this month
a DO reminder may be sent to Coll
14.3.32 S 14.3.32



11 E2343 encl

D.Dis.11338-31. South Kanara Collector's Office,
Mangalore, 13th April 1932.

From

Khan Bahadur J. Hussain, Bar-at-Law,
Collector of South Kanara.

To

The Secretary to the Board,
Land Revenue and Settlement,
Madras.

Sir,

Ferries - South Kanara - Coondapoor Taluk - Chickensal and Kasinakadavu ferries - Opening - Report submitted.

Board's reference E.5864-31-1, dated 23.11.1931.

From enquiries made, I learn that the conductors of the Kasinakadavu ferry claim a sum of Rs.22,000/- and those of the Chickensal Rs.30,000/- for the extinction of their rights over the ferries. But they get an average daily net income of Rs.2/- and Rs.3/- which works out to an annual income of Rs.730/- and Rs.1095/- respectively. Taking Rs.700/- and Rs.1000/- as a fair annual income from the ---- ferries and capitalizing it at 6½%-which is the rate of ---- interest paid by Government on recent loans - the compensation payable to Kasinakadavu and Chickensal comes to Rs.10800 and Rs.15,400/- (rounded to hundreds) respectively. I ---- considered this a fair compensation and made a reference to the President, Taluk Board, Coondapoor as to how far his Board was willing to meet the private claims. He states in reply that his Board is not willing to pay any compensation. A copy of the Taluk Board's resolution is herewith enclosed.

For Collector.

16/4/32

Extract from the Proceedings of the meeting of the Coondapoor Taluk Board dated 25th March 1932.

x x x

23. Read resolution No.32/22-1-32 referring to a ----- committee consisting of Messrs. K. Venkappa Shetty, G.Sanjiva Rao and H. L. Kamath, letter from the Collector, South Kanara requesting to let him know the amounts of compensation which the private parties concerned can reasonably claim for the - extinction of their rights over the Chickensal and --------- Kasinakadavu ferries and how far the Taluk Board is willing to meet these claims.

Also reply of the above said members to this Office reference in the matter.

"The Board is not willing to pay any compensation".

x x x

(Sd.) V. Narasimha Karantha,
President.

(True Extract)

(Sd.) V. Narsimha Karantha
8/4.
President,
Coondapoor Taluk Board.

/True Copy/

For Collector.

16/4/32

15

FERRIES - (South Kanara)

Goondapur Taluk - Chickensal and Kasinakadavu ferries - Opening - Report submitted.

E. 5864/31.

Rf E No. 5864/32-7/29-4-32

Submitted to Government.

2. The Chickensal and Kasinakadavu ferries were left to private management in Collector's letter No.1356 dated 18th May 1887 to the Asst. Collr., Coondapur and these ferries are under private management since then. It is reported that no information is available as to why they were left to private management.

The conductors of these ferries have thus acquired an indisputable right over them which cannot be extinguished without payment of adequate compensation. The Collector states that the conductors of the Kasinakadavu ferry claim a sum of Rs.22,000 and those of the Chickensal ferry Rs.30,000 as compensation for the extinction of their rights. He, however, estimates the compensation payable to them at Rs.10,800 and Rs.15,400 respectively. The Taluk Board which was consulted by the Collr., is not willing to pay any

DESPATCHED
29 APR 1932

compensation. Copies of Collr.'s letter dated 13-4-1932 and of the resolution of the Taluk Board are enclosed. (pp 11-13 ?)

3. In the circumstances the Board does not consider it ....., to extend the provisions of the canals and Public Ferries Act to the Chickensal and Kasinakad... ..... unless the Taluk Board, is prepared to pay compensation to the private parties concerned.

Q/29/4/32 (Amardas)

f.4.32

29.4.32

L 22923

Received ... 1932. Registered 1932.

Abstract.

Ferries - South Kanara district - Coondapur taluk - Chickeneal and Kasinakodaru ferries - Opening - Sanctioned.

Public Works & Labour Department.

G.O. No. Ms. 1002-I Dated 18th May 1932.

Read the following:-

Letter from the Board of Revenue, No. S. 5364/32-2. dated 29th April 1932.

20 MAY 1932

ORDER.-

The Government agree with the Board of Revenue and direct that the provisions of the Canals and Public Ferries Act shall not be extended to the Chickeneal and Kasinakodaru ferries, Coondapur taluk, South Kanara district, unless the local board requiring such extension is prepared to pay compensation for the extinction of the private rights over the ferries in question.

(By Order of the Govt., Ministry of Public Works)

N. Gopalaswami,
Secretary to Government.

To the President, Taluk Board, Coondapur.

" " District Board, South Kanara.

" Local Self-Government Department.

" Collector of South Kanara.

" Board of Revenue.

S
K.

Ferries (S. Kanara) -
Coconut Apur Taluk -
Chickmagal and Kasaragod
Ferries - Opening

E 5864/32 — p 5 c
Ref E 5864/32-1 — p 9 c

reminder No. 1
The following D.O. 5
the Collector of S. Kanara
is submitted with reference
to the orders at page 14 c
of :-

1.4.32
1.4.32
1.4.32

South Kanara Collector's Office.

Mangalore, 4th April 1932.

Dear Mr. Mac Ewen

With reference to your D.O. reminder No.1 dated 1.4.32 on Board's Ref.No.E.5864/31-1 dated 23.11.31, I write to say that the matter is pending with the President, Taluk Board, Coondapoor on the question of compensation -- that the Taluk Board would be willing to pay in case this ferry is declared a public ferry. Three reminders have been sent to him ------- including a D.O.reminder on 10.3.32. I am reminding him again this day and shall send in my reply immediately I hear from him.

Yours sincerely,

(illegible)

To

A.R. Mac Ewen, Esq., M.C., I.C.S.,
Secretary to the Board,
Land Revenue & Settlement
Madras.

1A

Pl. see the D.O. above.

The Coll^r may be reminded again by an exchange reminder on 1-5-32

8.4.32

8.4.32

M1
1A

Ferries (S. Kanara) - Coondapur Taluk - Chickensal and Kasanikatta ferries - Opening - Proposals

E 5864/31 p. 1 C/

E 2343/32 p.

Pl. see the letter of the President Taluk Board, Coondapur, at pp 1-5 C/ and the Collector's Endt and letter at pp 5 and 11 C/ respectively.

The Chickensal and Kasanikatta ferries in Coondapur Taluk, S. Kanara Dt are at present being managed by private parties. The Taluk Board, Coondapur proposes that these two ferries may be declared public ferries under the Act & that its management vested in the Taluk Board. The necessity for bringing these ferries under the control of the Taluk Board is clearly stated in para 2 of the Presidents' letter. It is also clear from the Collector's letter at pp 6 & 11 that the private parties who are at present managing these ferries have

got indisputable rights over the ~~ferries~~ ferries. The amounts of Compensation payable to the parties for the extinction of their rights over the Kasanikadavu & Chickens ferries as reported to be Rs 10,800 and Rs 15,400 (according to the Collr's estimate) respectively. It has been ascertained that the Taluk Board is not willing to pay any compensation. It is doubtful whether Govt would be prepared to pay the Compensation In the circumstances the Presidents' letter at pages 1-6 C/ (addressed to Govt) may be submitted to Govt and they may be informed that the Board does not consider it necessary to extend the provisions of the Canals & Public Ferries Act to the Chickensal & Kasanikkadavu ferries unless the Taluk Board, Coondapur, is prepared to pay compensation to the private parties concerned. p11 C/ p13 C/ and the Collrs letter at p11 C/

Forwarded It may also be added that it is seen that the two ferries were left to private management in Collrs letter no 135 to the Asst Commissioner & that no information as to why they were left to private management is available.

22-4-32

25-4-32

A/S/ 22.4.32

1H

Draft submitted

Revised draft subd

27.4.32 28.4.32 29.4.32

27.4.32

1A

Ol and Boards Report at page 15 Cf

and H.C.O. at page 17 Cf

Draft submitted

23.5.32

23.5.32